

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
3 PAUL A. SANTELLANO, No. C 07-05788 CW (PR)
4 Plaintiff,
5 v. ORDER OF DISMISSAL WITHOUT
6 ROBERT A. AYERS, WARDEN,
7 Defendants.
8 _____/

9 Plaintiff, a state prisoner, filed the present pro se prisoner
10 complaint under 42 U.S.C. § 1983. Plaintiff filed a completed in
11 forma pauperis application and his certificate of funds; however,
12 he did not file a copy of his prisoner trust account statement.
13 The Clerk of the Court notified Plaintiff that his in forma
14 pauperis application was deficient due to the failure to include a
15 prisoner trust account statement for the previous six months. The
16 Clerk sent a notice to Plaintiff, informing him that his action
17 could not go forward until he filed the necessary document within
18 thirty days, and that his failure to do so would result in
19 dismissal of this action. More than thirty days have passed and
20 Plaintiff has not submitted his prisoner trust account statement.

21 Accordingly, this action is DISMISSED WITHOUT PREJUDICE.
22 Plaintiff's in forma pauperis application is DENIED as incomplete.
23 The Clerk of the Court shall close the file.

24 IT IS SO ORDERED.
25 Dated: 1/11/08


26 CLAUDIA WILKEN
27 UNITED STATES DISTRICT JUDGE
28

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

PAUL A SANTELLANO,

Plaintiff,

Case Number: CV07-05788 CW

V.

ROBERT A AYERS, WARDEN et al,

Defendant.

CERTIFICATE OF SERVICE

7 ROBERT A AYERS, WARDEN et al,
8 Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

11 That on January 11, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing
said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
receptacle located in the Clerk's office.

15 Paul A. Santellano J00586
16 San Quentin State Prison
San Quentin, CA 94974

17 | Dated: January 11, 2008

Richard W. Wiking, Clerk
By: Sheilah Cahill, Deputy Clerk